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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,
9 Plaintiff,
10 v.
11 DANNY RAY SALZER,
12 Defendant.

2:18-CR-189-MMD-EJY
Amended Preliminary Order of Forfeiture

13 This Court finds Danny Ray Salzer pled guilty to Counts One through Four of a
14 Four-Count Criminal Indictment charging him in Counts One, Two, and Three with sexual
15 exploitation of children in violation of 18 U.S.C. § 2251(a) and in Count Four with
16 possession of child pornography in violation of 18 U.S.C. § 2252A(a)(5)(B). Criminal
17 Indictment, ECF No. 1; Change of Plea, ECF No. 33; Plea Agreement, ECF No. 35.

18 This Court finds Danny Ray Salzer agreed to the forfeiture of the property set forth
19 in the Plea Agreement, the Bill of Particulars, and the Forfeiture Allegation of the Criminal
20 Indictment. Criminal Indictment, ECF No. 1; Bill of Particulars, ECF No. 19; Change of
21 Plea, ECF No. 33; Plea Agreement, ECF No. 35.

22 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States
23 of America has shown the requisite nexus between property set forth in the Plea Agreement,
24 the Bill of Particulars, and the Forfeiture Allegation of the Criminal Indictment and the
25 offenses to which Danny Ray Salzer pled guilty.

26 The following property is (1) any visual depiction described in 18 U.S.C. §§ 2251 and
27 2252A, or any book, magazine, periodical, film, videotape, or other matter which contains
28 any such visual depiction, which was produced, transported, mailed, shipped or received in

1 violation of 18 U.S.C. §§ 2251(a) and 2252A(a)(5)(B) and (2) any property, real or personal,
2 used or intended to be used to commit or to promote the commission of 18 U.S.C. §§
3 2251(a) and 2252A(a)(5)(B) or any property traceable to such property, and is subject to
4 forfeiture pursuant to 18 U.S.C. § 2253(a)(1) and 2253(a)(3):

- 5 1. Black ZTE Z667T cell phone with cracked screen SN: 9B0431512378;
- 6 2. Black LG L116CB cell phone SN: 503CYEA0059444;
- 7 3. Transcend 2GB Micro SD card;
- 8 4. Sandisk 2GB Micro SD card;
- 9 5. Sandisk 512MB Micro SD card;
- 10 6. Samsung 2GB Micro SD card;
- 11 7. Sandisk 2GB Micro SD card;
- 12 8. Unknown Brand 4GB Thumb Drive;
- 13 9. Dipstick Pro 4GB Thumb Drive;
- 14 10. University of Phoenix 1GB Thumb Drive;
- 15 11. Pink Sandisk 4GB Thumb Drive;
- 16 12. Black Off Brand (UNNECTO) U510 2NA DRONE X cellular phone; and
- 17 13. Black 4GB Micro SD card

18 (all of which constitutes property).

19 This Court finds that the United States of America may amend this order at any time
20 to add subsequently located property or substitute property to the forfeiture order pursuant
21 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

22 This Court finds the United States of America is now entitled to, and should, reduce
23 the aforementioned property to the possession of the United States of America.

24 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
25 DECREED that the United States of America should seize the aforementioned property.

26 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
27 rights, ownership rights, and all rights, titles, and interests of Danny Ray Salzer in the

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1 aforementioned property are forfeited and are vested in the United States of America and
2 shall be safely held by the United States of America until further order of the Court.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
4 of America shall publish for at least thirty (30) consecutive days on the official internet
5 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
6 describe the forfeited property, state the time under the applicable statute when a petition
7 contesting the forfeiture must be filed, and state the name and contact information for the
8 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)
9 and 21 U.S.C. § 853(n)(2).

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
11 or entity who claims an interest in the aforementioned property must file a petition for a
12 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
13 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §
14 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's
15 right, title, or interest in the forfeited property and any additional facts supporting the
16 petitioner's petition and the relief sought.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
18 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
19 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
20 not sent, no later than sixty (60) days after the first day of the publication on the official
21 internet government forfeiture site, www.forfeiture.gov.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
23 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
24 Attorney's Office at the following address at the time of filing:

25 Daniel D. Hollingsworth
26 Assistant United States Attorney
27 James A. Blum
28 Assistant United States Attorney
501 Las Vegas Boulevard South, Suite 1100
Las Vegas, Nevada 89101.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
2 described herein need not be published in the event a Declaration of Forfeiture is issued by
3 the appropriate agency following publication of notice of seizure and intent to
4 administratively forfeit the above-described property.

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
6 copies of this Order to all counsel of record.

7 DATED October 15, 2019.

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11 HONORABLE MIRANDA M. DU
12 UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

A copy of the foregoing was served upon counsel of record via Electronic Filing on October 15, 2019.

/s/ Heidi L. Skillin
HEIDI L. SKILLIN
FSA Contractor Paralegal